IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

SECOND APPEAL ST.NO.9711 OF 2007.

Chief Officer, Paltan Nagar Palika
Paltan. ... Appellant.

Versus.

M/s.K.G.Agencies & ors., ... Respondents.

Shri S.S.Patwardhan for the Appellant.

Shri Vijay Patil for the Respondents Nos.1 and 2.

CORAM : ABHAY S.OKA, J.
DATED : 22nd November, 2007.

P.C.:

1. Heard the Advocates appearing for the parties. The Appellant is the unsuccessful Defendant in a suit filed by the Respondent. The suit was filed by the Respondent for recovery of a sum of Rs.1,68,472/-. The case of the Respondent is that the Respondent had provided a road roller to the Appellant. Though the bill was submitted for payment of price of the said road roller, only a part amount was paid by the Appellant.

2. There are concurrent findings of facts recorded by both the Courts below holding that the liability of the Appellant has been established. The Courts below have rightly rejected the contention that the Collector was a necessary party to the suit.

3. No substantial question of law arises. Second Appeal is accordingly dismissed.

Judge.